



# NOTICE OF INTENTION TO AWARD PUBLIC WORKS CONTRACT

February 2, 2011

## SUBJECT PROJECT: GIBSON MARIPOSA PARK PROJECT

NOTICE IS HEREBY GIVEN that the CITY OF EL MONTE ("CITY") opened and reviewed bids for that certain project referred to as the "**GIBSON MARIPOSA PARK PROJECT**" (hereinafter, the "Project"). Bids were due on Tuesday, January 25, 2011 at 10:00 a.m. at the office of the El Monte City Clerk and were opened the same day. A total of TEN (10) bids were submitted. The three apparent lowest responsible bidders were as follows in order of lowest to highest:

1. C.S. Legacy Construction, Inc.
2. Bitech Construction Co., Inc.
3. Big Ben, Inc.

Copies of all submitted bids, including the three lowest bids referenced above were posted on the City's Home Page at [www.elmonteca.gov](http://www.elmonteca.gov) from Thursday, January 27, 2010 to 5:30 p.m. on Monday, January 31, 2010. The period for lodging protests closed at 5:30 p.m. on Monday, January 31, 2011.

Notice is further given that the City intends to award the public works contract to **C.S. LEGACY CONSTRUCTION, INC.** as the lowest responsible bidder for the Project.

NOTICE IS GIVEN THIS 2nd DAY OF FEBRUARY 2011.

By: \_\_\_\_\_

James Enriquez, P.E.,  
Public Works Director/ City Engineer



**CITY OF EL MONTE**  
**DECLARATION OF COMPLETION OF**  
**POSTING OF "BIDDERS PROTEST" MATERIALS**  
(SUBJECT PROJECT: GIBSON MARIPOSA PARK PROJECT)

I, Ryan Ing, am an employee of the City of El Monte (the "City"), and I have personal knowledge of the information set forth in this "Declaration of Completion of Posting of 'Bidders Protest' Materials."

1. The City maintains and operates a "City HOME Page" or website whose address is: [www.elmonteca.gov](http://www.elmonteca.gov).

2. My duties as an employee of the City include causing written materials and information to be posted, edited, maintained and removed from the City HOME Page as official information or public announcements of the City at the request and/or direction of other City employees in the Office of the City Manager, the City Clerk and/or the Office of the City Attorney.

3. On or about Thursday, January 27, 2011, I received direction from the El Monte Public Works Maintenance Division to cause certain written materials associated with the City's receipt of public works bid proposals for the "**GIBSON MARIPOSA PARK PROJECT**" to be posted to the City HOME Page.

4. An example of the City HOME Page is attached hereto as **Exhibit "A"**. The location of the link to the scanned bid results has been circled on the photo scanned image of the City HOME Page which is attached hereto as **Exhibit "A"**.

5. Attached as **Exhibit "B"** are selected portions of the approximately 300 plus pages of written materials that were posted by me on January 27, 2011 to the City HOME Page under the circled link appearing under **Exhibit "A"**.

6. The materials included in **Exhibit "B"** attached hereto, were continuously "posted" and available for inspection by all interested persons without cost or passcode on the City HOME Page from Thursday, January 27, 2011 to Monday, January 31, 2011.

I declare under penalty of perjury that the foregoing Declaration is true and correct.

Executed this 2nd day of February 2011 at El Monte, California.

By: \_\_\_\_\_

  
Ryan Ing

ATTACHED:

Exhibit "A" [City HOME Page]

Exhibit "B" [Selected text of City HOME Page posting]

# EXHIBIT "A"

## [City HOME Page]

CITY OF EL MONTE HOMEPAGE ADDRESS: <http://www.elmonteca.gov>

City of EL Monte > Home

Page 1 of 2

*Exhibit "A"*



**Info for Residents**

**Info for Business**

**Info for Visitors**

**Welcome...**

Welcome to the City of El Monte's website. All of the City departments are here to serve the residents of the City of El Monte. Please visit this site often to be aware and up-to-date of City services and upcoming events.

**Rene Bobadilla**  
City Manager

**Mayor Pro Tem**

**Mayor Pro Tem**  
Andre Quintero

**Mayor Pro Tem**  
Tom Patricia Wallach

**Mayor Pro Tem**  
Juventino "J" Gomez

**Councilwoman**  
Emily Ishikagi

**Councilwoman**  
Norma Macias

**City Clerk**  
Lorene Gutierrez

**City Treasurer**  
Henry Velasco

**HOME** **GOVERNMENT** **I WANT TO..** **ABOUT EL MONTE** **SERVICES** **CITY AGENDA** **E-SERVICES** **CONTACT**

**Explore, Experience, Enjoy**

**Headlines: Veterans Day**

**Events Calendar**

**Quick Links**

**Bid Results**

Healthy El Monte

El Monte Cable TV

Council Mtg Videos

**City Employees Only**

City Webmail Access

El Monte Online

**UPCOMING EVENTS**

**El Monte Tax Preparation**  
Neighborhood Legal Services of Los Angeles County  
February 3 through April 15  
9354 Telstar Avenue  
El Monte, CA 91731

**Free Bicycle Workshop**  
Sat. February 12  
10 AM - 12:30 PM  
Lambert Park Auditorium  
11431 McGirk Street

**Free Bicycle Workshop**  
Sat. Feb 12, 2011  
10AM - 12:30PM  
Lambert Park Auditorium  
11431 McGirk Street

**VFW Post 10218**  
**Valentines Dance**  
Sat. Feb 12, 2011  
6 PM - 11 PM  
11126 Ramona Blvd, El Monte

**Weather in El Monte, CA**

**Currently**  
**64°F**  
High 65°F  
Low 41°F Fair

**eNotify**

SignUp below to receive update from City Of El Monte.

Name: \_\_\_\_\_

Email: \_\_\_\_\_

**Submit**

**Frequently Used**

Employment Opportunities

Police

Human Resources

Parks, Rec & Community Svcs

**Useful Links**

2010 Public Works Yard Financing

Event Videos

Media Clips

Redevelopment 5 Year Implementation Plan 2010-2014

Salary Survey

*Link to Bid Results*

**EL MONTE EVERYTIME**  
elmonteca.gov

*1 of 1*

**EXHIBIT "B"**

**[Text of City HOME Page posting – portions of submitted bid documents]**

*Exhibit "B"*



**NOTICE OF POSTING OF BID SUBMISSIONS**

**SUBJECT PROJECT:  
GIBSON MARIPOSA PARK PROJECT**

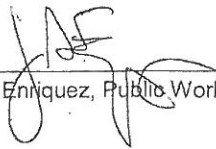
NOTICE IS HEREBY GIVEN that the CITY OF EL MONTE ("CITY") opened bids for that certain project referred to as **"GIBSON MARIPOSA PARK PROJECT"** (hereinafter, the "Project"). Bids were due on Tuesday, January 25, 2011 at 10:00 a.m. at the office the El Monte City Clerk and opened the same day.

ON THIS 27<sup>th</sup> DAY of JANUARY 2011, the CITY has hereby caused photo scanned copies of all bids submitted in connection with the Project to be posted for public viewing on the City of El Monte homepage located at <http://www.elmonteca.gov>. (Click on **"Bid Results"** listed under the **"Quick Links"** menu on the homepage).

**NOTICE OF EXTENSION OF BID PROTEST DEADLINE**

Further, the CITY hereby notifies all bidders that the period for protesting bids is hereby commenced. The deadline for lodging bid protests has been extended to **MONDAY, JANUARY 31, 2011 at 5:30 p.m.** as the deadline set forth under Section 1.26 falls on a Sunday when the City is closed for business. Protests must be received by the City Clerk (i.e., in the City Clerk's hands) at or before the bid protest deadline. Bid protests that are postmarked before the deadline but received after the deadline will not be accepted. The City Clerk's Office is located 11333 Valley Boulevard, El Monte, California 91731.

THIS NOTICE IS GIVEN THIS 27<sup>th</sup> DAY OF JANUARY 2011.

By:   
James Enriquez, Public Works Dir./City Engineer

*Exhibit "B"*  
*1 of 4*



C.S. Legacy Construction, Inc.  
Name of Bidder (Firm Name)

**SECTION 00300**  
**FORM OF BID**

As referenced under the opening paragraph of the Instructions to Bidders, the Primary Elements of the "Gibson Mariposa Park Project" are as follows:

**Base Bid**

The Work covers the construction of a park in the City of El Monte including clearing and grubbing; grading; site utilities; paving; concrete headers; PCC walks and slabs, concrete pavers, curbs and asphalt pavement; seat walls; ornamental fencing; site furnishings; pre-fabricated restroom building; splash pad and appurtenances; basketball court; play areas and equipment; landscaping and irrigation; electrical site improvements; security lighting; and such other items or details not listed that are required by the Contract Documents.

NOTE: Only Phase 1, as shown in Exhibit A included at the end of this Section 00100, is included in this Contract. Phase 2, as shown in Exhibit A, is not part of this Contract.

**Additive Bid Alternates**

Six (6) Additive Bid Alternates are included as listed below and include the following elements of Work: (1) shade structures; (2) picnic shelters; (3) leaf stage & seating; (4) a butterfly vivarium structure; (5) entry signage; and (6) sampling, analysis, transportation and disposal of contaminated soil.

The undersigned proposes to furnish all materials, labor, and equipment required for the construction to complete the "Gibson Mariposa Park Project" (the "Project") for the City of El Monte, in accordance with the Drawings and Specifications, including addenda thereto, if any, adopted by the City Council, and on file in the office of the City Clerk, as follows:

**1. LUMP SUM BID:**

The Lump Sum Bid for the Work, including Best Management Practices (BMP) and construction debris recycling/disposal requirements complete according to the Contract Documents, will be:

**Base Bid**

(\$ 2,326,001.00 )  
Lump Sum Bid in figures

two million three hundred thirty-  
two million three hundred thirty- six thousand  
Lump Sum Bid in words one dollar  
no cents

**Additive Bid Alternate No. 1 (Butterfly & Flower Shade Structures)**

(\$ 233,976.00 )  
Lump Sum Bid in figures

Two hundred thirty-three thousand  
Lump Sum Bid in words nine hundred seventy-six  
dollars no cents.

**Additive Bid Alternate No. 2 (Picnic Shelters)**

(\$ 196,305.00 G.S. )  
244,000.00  
229,000.00

one hundred ninety-six thousand three hundred  
two hundred twenty-six thousand  
Lump Sum Bid in words five dollars no cents  
no cents

Gibson Mariposa Park Project

(ADDENDUM NO. 2) January 18, 2011

Exhibit "B"  
2 of 4

Bitech Construction Co., Inc.  
Name of Bidder (Firm Name)

**SECTION 00300**  
**FORM OF BID**

As referenced under the opening paragraph of the Instructions to Bidders, the Primary Elements of the "Gibson Mariposa Park Project" are as follows:

**Base Bid**

The Work covers the construction of a park in the City of El Monte including clearing and grubbing; grading; site utilities; paving; concrete headers; PCC walks and slabs, concrete pavers, curbs and asphalt pavement; seat walls; ornamental fencing; site furnishings; pre-fabricated restroom building; splash pad and appurtenances; basketball court; play areas and equipment; landscaping and irrigation; electrical site improvements; security lighting; and such other items or details not listed that are required by the Contract Documents.

**NOTE:** Only Phase 1, as shown in Exhibit A included at the end of this Section 00100, is included in this Contract. Phase 2, as shown in Exhibit A, is not part of this Contract.

**Additive Bid Alternates**

Six (6) Additive Bid Alternates are included as listed below and include the following elements of Work: (1) shade structures; (2) picnic shelters; (3) leaf stage & seating; (4) a butterfly vivarium structure; (5) entry signage; and (6) sampling, analysis, transportation and disposal of contaminated soil.

The undersigned proposes to furnish all materials, labor, and equipment required for the construction to complete the "Gibson Mariposa Park Project" (the "Project") for the City of El Monte, in accordance with the Drawings and Specifications, including addenda thereto, if any, adopted by the City Council, and on file in the office of the City Clerk, as follows:

**1. LUMP SUM BID:**

The Lump Sum Bid for the Work, including Best Management Practices (BMP) and construction debris recycling/disposal requirements complete according to the Contract Documents, will be:

**Base Bid**

(\$ 2,447,107.<sup>75</sup>)  
Lump Sum Bid in figures

Two Million Four hundred Seventy Seven Thousand  
(One hundred Seven & 75/100)  
Lump Sum Bid in words

**Additive Bid Alternate No. 1 (Butterfly & Flower Shade Structures)**

(\$ 217,000.<sup>00</sup>)  
Lump Sum Bid in figures

Two hundred Seventeen Thousand  
Lump Sum Bid in words

**Additive Bid Alternate No. 2 (Picnic Shelters)**

(\$ 150,000.<sup>00</sup>)

One hundred fifty thousand.

Form of Bid  
00300-1

Gibson Mariposa Park Project

(ADDENDUM NO. 2) January 18, 2011

Exhibit "B"  
3 of 4

Big Ben, Inc.  
Name of Bidder (Firm Name)

**SECTION 00300**  
**FORM OF BID**

As referenced under the opening paragraph of the Instructions to Bidders, the Primary Elements of the "Gibson Mariposa Park Project" are as follows:

**Base Bid**

The Work covers the construction of a park in the City of El Monte including clearing and grubbing; grading; site utilities; paving; concrete headers; PCC walks and slabs, concrete pavers, curbs and asphalt pavement; seat walls; ornamental fencing; site furnishings; pre-fabricated restroom building; splash pad and appurtenances; basketball court; play areas and equipment; landscaping and irrigation; electrical site improvements; security lighting; and such other items or details not listed that are required by the Contract Documents.

**NOTE:** Only Phase 1, as shown in Exhibit A included at the end of this Section 00100, is included in this Contract. Phase 2, as shown in Exhibit A, is not part of this Contract.

**Additive Bid Alternates**

Six (6) Additive Bid Alternates are included as listed below and include the following elements of Work: (1) shade structures; (2) picnic shelters; (3) leaf stage & seating; (4) a butterfly vivarium structure; (5) entry signage; and (6) sampling, analysis, transportation and disposal of contaminated soil.

The undersigned proposes to furnish all materials, labor, and equipment required for the construction to complete the "Gibson Mariposa Park Project" (the "Project") for the City of El Monte, in accordance with the Drawings and Specifications, including addenda thereto, if any, adopted by the City Council, and on file in the office of the City Clerk, as follows:

**1. LUMP SUM BID:**

The Lump Sum Bid for the Work, including Best Management Practices (BMP) and construction debris recycling/disposal requirements complete according to the Contract Documents, will be:

**Base Bid**

(\$ 2,474,016.35)  
Lump Sum Bid in figures

Two Million Four Hundred Seventy Four Thousand and 35/100  
Lump Sum Bid in words

**Additive Bid Alternate No. 1 (Butterfly & Flower Shade Structures)**

(\$ 239,920.00)  
Lump Sum Bid in figures

Two Hundred Thirty Nine Thousand Nine Hundred Twenty & 00/100  
Lump Sum Bid in words

**Additive Bid Alternate No. 2 (Picnic Shelters)**

(\$ 205,250.00)

Two Hundred Five Thousand Two Hundred Fifty & 00/100

Gibson Mariposa Park Project

(ADDENDUM NO. 2) January 18, 2011

Form of Bid  
00300-1

Exhibit "B"  
4 of 4